

**Spl. Pocso-45/2025
(J.O.Code-WB00875)**

Order No.41

Dated: 17.06.2026

Today is fixed for hearing of bail petition of the accused Sk. Mostakin.

Accused is represented by his Ld. Advocate.

Ld. Spl. P.P. in-charge namely Smt. Anupama Jana files hazira for the State along with hazira of DC. C.D. is produced.

Both sides are present.

The case record is taken up for hearing of bail petition filed for accused person namely Sk. Mostakin.

At the very outset, Ld. Defence Counsel submits that no bail petition u/s 482 BNSS or 483 BNSS in respect of this accused person in connection with this case is pending or rejected by any upper forum. It is submitted that the accused person is in custody since 14.06.2025 and the case was initiated on 07.06.2025 against six accused persons. This accused person is the son of principal accused who has already expired. Investigation is already over and charge sheet submitted against accused persons. The specific provisions of law under which the accused Sk. Mostakin has been charge sheeted is u/s 85/117(2)/109/238/3(5) BNS. This accused person is totally innocent and has got no nexus with the alleged rape and death of VG. This accused is the father of deceased and was not present at the time of commission of alleged offence. It is further submitted that the bail petition of this accused was last rejected by this Court on 22.04.2026. Hence, is the prayer for bail of the accused person.

Ld. Spl. P.P. in-charge opposes the bail petition and submits that the deceased VG was 7 years old. The post-mortem report, medical documents and statements of witnesses in CD show allegation against this accused person. This Court rejected the bail petition of this accused several times.

I have heard both sides and have perused the CD as well as materials in hand.

It appears that accused Sk. Mostakin has been charge sheeted u/s 85/117(2)/109/238/3(5) BNS.

Considering the materials in CD as well as serious nature of alleged offence and materials on record, this Court at this stage is not inclined to release this accused on bail.

Accordingly, bail petition filed for accused Sk. Mostakin is rejected at this stage.

Return C.D.

To date i.e. 16.07.2026.

Dict. & Corr. by me

Additional Sessions Judge, 1st Court
& Special Court under POCSO Act,
Kakdwip, South 24 Parganas.

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